

EXPRESS MAIL MAILING LABEL NO. ED 121718421 US

PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER 8100.1002 US
INTERNATIONAL APPLICATION NO. PCT/US2004/37502	INTERNATIONAL FILING DATE 9 Nov. 2004	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/578804 NOT YET ASSIGNED
		PRIORITY DATE CLAIMED 12 Nov. 2003
<b>TITLE OF INVENTION</b> <b>MAGNETIC DEVICES AND APPARATUS FOR MEDICAL/SURGICAL PROCEDURES AND METHODS FOR</b>		
<b>APPLICANT(S) FOR DO/EO/US</b> Stephen J. Van Lue		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
<b>Items 11 to 20 below concern document(s) or information included:</b>		
11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.16) Not Yet Assigned <b>2007578804</b>		INTERNATIONAL APPLICATION NO. PCT/US2004/37502		ATTORNEY'S DOCKET NUMBER 8100.1002 US	
20. Other items or information: Return postcard Submission of Corrected Drawing					
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300				\$ 300	
22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c))  If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations..... \$200				\$ 0	
23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations..... \$500				\$ 0	
<b>TOTAL OF 21, 22 and 23 =</b>				\$300	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
- 100 =	/50 =			x \$250	
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		\$
Total claims	36 - 20 =	16	x \$ 50		\$ 800
Independent claims	8 - 3 =	5	x \$200		\$1000
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$2460	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
				<b>SUBTOTAL =</b> \$1230	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(l)).				\$	
<b>TOTAL NATIONAL FEE =</b> \$1230					
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
<b>TOTAL FEES ENCLOSED =</b> \$1230					
				Amount to be refunded:	\$
				Amount to be charged	\$

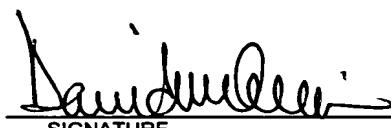
AP20RECUPCT/PTO 09 MAY 2006

a.  A check in the amount of \$ 1230 to cover the above fees is enclosed.  
b.  Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.  
c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0409. A duplicate copy of this sheet is enclosed.  
d.  Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.**

## SEND ALL CORRESPONDENCE TO:

David M. Quinlan  
DAVID M. QUINLAN, P.C.  
32 NASSAU STREET  
SUITE 32  
PRINCETON, NJ 08542  
Telephone: (609) 921-8660  
Facsimile: (609) 921-8651  
E-Mail: david@quinlanpc.com

 4/9/06

SIGNATURE

David M. Quinlan

NAME

26,641

REGISTRATION NUMBER

10/578804

10/578804  
AP20 Rec'd PCT/PTO 09 MAY 2006

Express Mail Mailing Label No. ED 121718421 US

Atty. Docket No. 8100.1002 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Examiner: Not yet assigned
	:	
STEPHEN J. VAN LUE	)	TC Art Unit: Not yet assigned
	:	
Appln. No.: Not yet assigned	)	
	:	
Filed: Herewith	)	
	:	
For: MAGNETIC DEVICES AND	)	
APPLICATIONS FOR MEDICAL/	:	
SURGICAL PROCEDURES AND	)	
METHODS FOR USING SAME	:	Date: May 9, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBMISSION OF CORRECTED DRAWING

Sir:

Applicant hereby submits replacement drawing sheet 10, showing FIGURE 14 rectified to correct an obvious error in the orientation of the mini-trocars 310 shown in this figure. This error will be clear from the orientation of the same component in Figure 13. *See also* paragraphs 0072-0074 of the specification.

Any fee associated with this Submission of Corrected Drawing should be charged to Deposit Account No. 50-0409.

10/578804  
AP20 Rec'd NYPTO 09 MAY 2006

All correspondence should continue to be directed to the below listed address.

Respectfully submitted,



David M. Quinlan, Esq.  
Attorney for Applicant  
Registration No. 26,641

DAVID M. QUINLAN, P.C.  
32 Nassau Street  
Suite 300  
Princeton, NJ 08542  
Telephone: (609) 921-8660  
Facsimile: (609) 921-8651  
E-mail: [david@quinlanpc.com](mailto:david@quinlanpc.com)